

AQAA
DAR COUNCIL ACTIVITY REPORT
14 November 1996

FAR/DFARS Cases Discussed:

96-D017	DFARS Information Technology Management Reform Act (ITMRA): Revises DFARS to correspond to the revised FAR language.	Agreed to interim rule, as edited.
96-D314	Individual Compensation: Implements section 8086, PL 104-61. Provides that allowable costs of executive compensation under contracts for DoD contractor employees shall not exceed \$200,000 per annum for contracts entered into after July 1, 1996, and are funded by FY96 appropriations.	Agreed to final rule, with no changes.
96-305	Design-Build Selection Process: Implements section 4105 of FY96 Defense Authorization Act. Revises FAR to provide guidance on the use of two-phase selection procedures for entering into contracts for the design and construction of a public building, facility, or work.	Agreed to final rule.
96-D333	Revisions to Berry Amendment: Implements Section 8109, FY97 Defense Appropriations Act, PL 104-208, which defines "synthetic fabric and coated synthetic fabric" to include all textile fibers and yarns that are for use in such fabrics. Requires Section 34, PL 93-400 (41 USC 430) to apply to contracts and subcontracts for the procurement of commercial items that are articles or items, specialty metals, or tools covered by Section 9005, PL 102-396. In response to questions on the intent of the amendment, OUSD (Foreign Contracting) requested DAR Council to consider further limiting or defining the restriction on textile fibers and yarns that are for use in synthetic fabric or coated synthetic fiber.	On 11/06/96, DAR Council agreed to interim rule. As a result of the OUSD request, the International Acquisition Cmte has been tasked to review the proposed change. Discussion scheduled for 11/27/96.
96-D310	Procurement Integrity - DFARS: Revises DFARS 203.104 to conform with FAR revisions and to implement that portion of Section 4304 of PL 104-106, which is unique to DoD.	Agreed to convert to final rule, subject to recall if affected by changes in FAR Case 96-314. Will be published concurrently with FAR case.